

to be well equipped to fight for these consumer safety issues. We need it to remain a strong force in keeping unsafe and defective products, including children's toys, infant rockers, household appliances, and other issues in the development space, like elevators and space heaters, out of the market.

When it comes to recalls, for example, this year the Consumer Product Safety Commission and three residential elevator manufacturers announced the recall of 70,000 residential elevators that posed a serious risk of injury and, tragically, death to small children. I am encouraged to see that the Consumer Product Safety Commission is taking action on this heartbreaking issue. There is more to be done, and we need a Commission that will follow through.

The Commission is also responsible for investigating tragedies, such as home fires that might have been caused by defective products. In fact, the Consumer Product Safety Commission was quickly on the scene in the Bronx earlier this year when a fire from a space heater caused the death of 17 people, including 8 children. When I sent a letter to the Consumer Product Safety Commission asking them to look further into this issue, they acted quickly and knew that we had to investigate.

While these investigations are still ongoing, we need assurances that if a defective product is found to be the cause, that the Consumer Product Safety Commission is going to be fully equipped to take action.

I also want to mention with respect to the Consumer Product Safety Commission's rulemaking authority that the Commerce Committee recently passed the STURDY Act, a bill that would speed up the Consumer Product Safety Commission's rulemaking process to deal with furniture tipovers.

Unfortunately, many furniture items are designed in such a way that they can tip if a child grabs or climbs upon them, with the potential of very tragic consequences. The Consumer Product Safety Commission has been undertaking a rulemaking to ban unsafe furniture items by imposing strict tipover testing requirements. I hope we will see a safety standard for this very soon.

Over the course of more than a decade at the Commission, Ms. Boyle has worked on these issues in senior positions across the Consumer Product Safety Commission, including as General Counsel and Deputy General Counsel before assuming her current role as Executive Director.

As the Consumer Product Safety Commission's General Counsel, Ms. Boyle served the Agency's chief legal officer—providing legal, policy, and strategic advice on a multitude of regulatory, statutory, fiscal, litigation, and enforcement issues—and examined proposed product safety rules and standards. So I think she is well qualified for this job. She worked with the

Department of Justice on Federal court litigation in which the Commission was involved.

In her current role as Executive Director, she is the chief operating officer of the Agency, ensuring that it meets program and operational and administrative functions. She is more than well-versed in the Agency's processes and eminently qualified to hit the ground running as a Commissioner.

Over 90 different organizations have written to my office in support of her nomination, including the AFL-CIO, the Consumer Federation of America, the National Consumers League, Kids in Danger, and many, many more organizations.

I want to say to all my colleagues, I hope you will vote to confirm Ms. Boyle to ensure that the Consumer Product Safety Commission can move forward so that these important issues can be addressed and Americans can find safer products in their homes.

I look forward to working with Ms. Boyle at a critical time for the Agency in making sure that these products are safe and that Americans are protected from dangerous and defective products.

UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Ms. CANTWELL. Mr. President, I ask unanimous consent that at 2:15 today, the Senate vote on the motion to discharge the Freeman nomination; further, that immediately following that vote, the Senate vote on confirmation of the Boyle nomination as under the previous order; and that if the nomination is confirmed, the motion to reconsider be considered made and laid upon the table with no intervening action or debate and the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Without objection, it is so ordered.

RECESS

Ms. CANTWELL. Mr. President, I ask unanimous consent that the Senate now recess until 2:15.

There being no objection, the Senate, at 12:45 p.m., recessed until 2:15 p.m. and reassembled when called to order by the Presiding Officer (Ms. ROSEN).

MOTION TO DISCHARGE—Continued

VOTE ON MOTION TO DISCHARGE

The PRESIDING OFFICER. Under the previous order, the question is on agreeing to the motion to discharge.

The yeas and nays were previously ordered.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. THUNE. The following Senators are necessarily absent: the Senator from North Dakota (Mr. CRAMER) and the Senator from Pennsylvania (Mr. TOOMEY).

The PRESIDING OFFICER (Ms. BALDWIN). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 50, nays 48, as follows:

[Rollcall Vote No. 236 Ex.]

YEAS—50

Baldwin	Hickenlooper	Reed
Bennet	Hirono	Rosen
Blumenthal	Kaine	Sanders
Booker	Kelly	Schatz
Brown	King	Schumer
Cantwell	Klobuchar	Shaheen
Cardin	Leahy	Sinema
Carper	Lujan	Smith
Casey	Manchin	Stabenow
Coons	Markey	Tester
Cortez Masto	Menendez	Van Hollen
Duckworth	Merkley	Warner
Durbin	Murphy	Warnock
Feinstein	Murray	Warren
Gillibrand	Ossoff	Whitehouse
Hassan	Padilla	Wyden
Heinrich	Peters	

NAYS—48

Barrasso	Graham	Paul
Blackburn	Grassley	Portman
Blunt	Hagerty	Risch
Boozman	Hawley	Romney
Braun	Hoeven	Rounds
Burr	Hyde-Smith	Rubio
Capito	Inhofe	Sasse
Cassidy	Johnson	Scott (FL)
Collins	Kennedy	Scott (SC)
Cornyn	Lankford	Shelby
Cotton	Lee	Sullivan
Crapo	Lummis	Thune
Cruz	Marshall	Tillis
Daines	McConnell	Tuberville
Ernst	Moran	Wicker
Fischer	Murkowski	Young

NOT VOTING—2

Cramer Toomey

The motion was agreed to.

The PRESIDING OFFICER. The nomination is placed on the calendar.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. Under the previous order, the Senate will resume consideration of the Boyle nomination, which the clerk will report.

The bill clerk read the nomination of Mary T. Boyle, of Maryland, to be a Commissioner of the Consumer Product Safety Commission for a term of seven years from October 27, 2018.

VOTE ON BOYLE NOMINATION

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Boyle nomination?

Mrs. MURRAY. Madam President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays are ordered.

The clerk will call the roll.

The bill clerk called the roll.

Mr. THUNE. The following Senators are necessarily absent: the Senator from North Dakota (Mr. CRAMER) and the Senator from Pennsylvania (Mr. TOOMEY).

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 50, nays 48, as follows:

[Rollcall Vote No. 237 Ex.]

YEAS—50

Baldwin	Blumenthal	Brown
Bennet	Booker	Cantwell